

AN ORDINANCE BY
COUNCILMEMBER H. LAMAR WILLIS

04-○-1271

AN ORDINANCE TO AMEND PART II, CHAPTER 122, ARTICLE V OF THE ATLANTA CITY CODE OF ORDINANCES BY ADDING SECTION 122-159 REQUIRING A 24-HOUR HOLDING PERIOD FOR SECONDARY METAL RECYCLERS; AND FOR OTHER PURPOSES.

WHEREAS, the Atlanta City Code of Ordinances does not require any holding period for secondary metal recyclers, unless the police department, having reasonable cause, puts the recycler on hold notice first.

WHEREAS, the turnover of ferrous and nonferrous metals purchased by secondary metal recyclers occurs very rapidly.

WHEREAS, such frequent turnover makes it difficult for the Atlanta Police Department Pawn Desk to track goods which may be stolen.

WHEREAS, a 24-hour holding period will enable the Atlanta Police Department to better track secondary metals, some of which may be stolen goods.

WHEREAS, there is a substantial governmental interest in closely regulating all secondhand dealers.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1

That Section 122-159, which shall read as follows:

Any secondary metal recycler or person operating under a secondary metal recycler's license who takes in or purchases ferrous and nonferrous metal goods, taking full title thereto shall hold the goods so taken or purchased for at least **24 hours** before disposing of them by sale, transfer, shipment or otherwise. As used in this section, the term "goods" shall be used in the broadest sense and shall include all kinds of personal property.

is added to Chapter 122.

SECTION 2

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed

SECTION 3

This ordinance shall go into effect immediately upon Mayor's signature.